

FILED  
IN CLERKS OFFICE

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

2005 JAN 24 P 4:15

U.S. DISTRICT COURT  
DISTRICT OF MASS.

-----X  
TIG INSURANCE COMPANY,  
as successor-in-interest to  
TRANSAMERICA INSURANCE  
COMPANY

Plaintiff,

Civil Action No. 04-12729-MLW

v.

FIRST STATE INSURANCE COMPANY,

Defendant.

-----X


**DEFENDANT FIRST STATE INSURANCE COMPANY'S  
MOTION FOR AN EXTENSION OF TIME WITHIN WHICH  
TO SERVE AND FILE ITS ANSWER TO PLAINTIFF'S PETITION**

Defendant First State Insurance Company ("First State") moves this Court for an extension of time within which to serve and file its Answer to Plaintiff TIG Insurance Company's ("TIG") Petition (the "Petition") from January 24, 2005 to and including January 25, 2005.

As grounds for this motion, First State avers as follows:

First State's Answer to the Petition is due to be served and filed on January 24, 2005. As a result of the heavy snowfall during the weekend of January 22 and 23, 2005, the offices of First State are closed on January 24, 2005. Therefore First State has not been able to authorize our firm to file the Answer on January 24, 2005. First State's counsel has conferred with counsel for TIG, and they consent to the extension. Accordingly, First State requests permission to file the Answer on January 25, 2005.

First State Insurance Company  
By its attorneys,

  
Thomas M. Elcock, Esq. (BBO#548027)  
Prince, Lobel, Glovsky & Tye LLP  
585 Commercial Street  
Boston, Massachusetts 02109  
(617) 456-8000

-and-

Mound, Cotton, Wollan & Greengrass  
One Battery Park Plaza  
New York, NY 10004  
(212) 804-4200

Dated: January 24, 2005

CERTIFICATE OF SERVICE

I hereby certify that a true copy of  
the above document was served upon the  
attorney(s) of record for each other  
party by mail on 1/24/05

